



STATE OF ARIZONA

Application for Serial Number
Referendum Petition
A.R.S. § 19-111

FOR OFFICE USE ONLY
SECRETARY OF STATE

2017 MAY 11 PM 3:27

The undersigned intends to circulate and file a referendum petition and hereby makes application for the issuance of an official serial number to be printed in the lower right-hand corner of each side of each signature sheet of such petition. Attached hereto is the full title and text, in no less than eight point type, of the measure intended to be referred at the next general election.

Measure to be Referred	HB 2244
Date of Application	05/11/2017
Signatures Required	75,321
Deadline for Filing	08/08/2017
Serial Number Issued	R-04-2018

This petition seeks to refer 2017 Laws, Chapter 151 (HB 2244), the principal provisions of which [1] impose a strict compliance standard for initiative petitions; [2] require the secretary of state to provide a sample initiative petition that strictly complies with the law; [3] direct the secretary of state to prepare an initiative, referendum, and recall handbook; [4] find that the citizen initiative is an extraordinary power not easily amended by the legislature; and [5] declare that initiative petitions should be held to the same strict compliance standard as referendum petitions.

Paul Johnson

Name of Applicant

501 W Why Worry Lane

Address

Phoenix AZ 85021

City

State

Zip

602-413-8785

Telephone Number

paul@votersofarizona.com

E-mail Address

Voters of Arizona

Committee Name

201800193

Committee ID No.

Joel Grant Woods

Chairperson

Paul Johnson

Treasurer

10645 N TATUM BLVD STE 200-191

Committee Address

Phoenix AZ 85028

City

State

Zip

(602) 258-2599

Committee Telephone Number

info@votersofarizona.com

Committee E-mail Address

By submitting this Application for Serial Number and checking all boxes below, I acknowledge the following:



That I have read and understand the accompanying Instructions for Statewide Referenda, including the Secretary of State's recommended best practices for printing copies of the Statewide Referendum Petition to be circulated.



That at the time of filing, I was provided instructions regarding accurate completion of the electronic Statewide Referendum Petition form.

Paul Johnson

Applicant Signature

Date

Office of the Secretary of State
1700 W. Washington Street
Phoenix, Arizona 85007

Rev. 05/08/2017

By checking these boxes, we are not expressly or impliedly agreeing to comply with any requirements that are not required by Arizona law regarding the circulation and submission of referendum petitions. By on behalf of Paul Johnson

SECRETARY OF STATE

2017 MAY 11 PM 3:27

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Senate Engrossed House Bill

FILED

MICHELE REAGAN

SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-third Legislature
First Regular Session
2017

CHAPTER 151

HOUSE BILL 2244

AN ACT

AMENDING TITLE 19, CHAPTER 1, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 19-102.01; AMENDING TITLE 19, CHAPTER 1, ARTICLE 2, ARIZONA
REVISED STATUTES, BY ADDING SECTION 19-119.02; RELATING TO INITIATIVE AND
REFERENDUM.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 19, chapter 1, article 1, Arizona Revised
3 Statutes, is amended by adding section 19-102.01, to read:
4 19-102.01. Initiative petitions; standard of review
5 A. CONSTITUTIONAL AND STATUTORY REQUIREMENTS FOR STATEWIDE
6 INITIATIVE MEASURES MUST BE STRICTLY CONSTRUED AND PERSONS USING THE
7 INITIATIVE PROCESS MUST STRICTLY COMPLY WITH THOSE CONSTITUTIONAL AND
8 STATUTORY REQUIREMENTS.
9 B. THE SECRETARY OF STATE SHALL MAKE AVAILABLE A SAMPLE INITIATIVE
10 PETITION THAT STRICTLY COMPLIES WITH THE REQUIREMENTS OF SECTION 19-121.
11 ANY COMMITTEE THAT USES THE SAMPLE INITIATIVE PETITION PROVIDED BY THE
12 SECRETARY OF STATE SHALL BE PRESUMED TO HAVE STRICTLY COMPLIED WITH THE
13 REQUIREMENTS OF SECTION 19-121.
14 Sec. 2. Title 19, chapter 1, article 2, Arizona Revised Statutes,
15 is amended by adding section 19-119.02, to read:
16 19-119.02. Initiative, referendum and recall handbook;
17 secretary of state
18 EACH ELECTION CYCLE THE SECRETARY OF STATE SHALL PREPARE AND PUBLISH
19 AN INITIATIVE, REFERENDUM AND RECALL HANDBOOK THAT PROVIDES GUIDANCE ON
20 INTERPRETING, ADMINISTERING, APPLYING AND ENFORCING THE LAWS RELATING TO
21 INITIATIVE, REFERENDUM AND RECALL. THE SECRETARY OF STATE SHALL MAKE THE
22 HANDBOOK AVAILABLE TO THE PUBLIC ON THE SECRETARY OF STATE'S WEBSITE.
23 Sec. 3. Legislative findings; purpose
24 A. The legislature finds that:
25 1. The Constitution of Arizona provides voters with the ability to
26 propose new laws or constitutional amendments through the initiative
27 process.
28 2. Courts have required strict compliance where a legislative tool
29 is considered an "'extraordinary' power . . . that permits a 'minority to
30 hold up . . . legislation [that] may well represent the wishes of the
31 majority.'" See Perini Land & Dev. Co. v. Pima Cty., 170 Ariz. 380, 383
32 (1992) (quoting W. Devcor, Inc. v. City of Scottsdale, 168 Ariz. 426, 429
33 (1991)); see also Direct Sellers Ass'n v. McBrayer, 109 Ariz. 3, 5 (1972).
34 3. Arizona's Voter Protection Act, enacted in 1998 as Proposition
35 105, requires a three-fourths vote to amend any voter-approved initiative.
36 4. The Voter Protection Act greatly impairs the ability of the
37 legislature, representing the will of the people, to implement changes to
38 or corrective measures for voter-approved initiatives.
39 5. The initiative process has evolved into an extraordinary power,
40 effectively holding up and binding the will of the legislature and future
41 majorities of the people by preventing the enactment of new laws and
42 amendments that may well represent the wishes of the current majority of
43 the people. See Perini Land & Dev. Co. v. Pima Cty., 170 Ariz. 380,
44 382-83 (1992); see also Direct Sellers Ass'n v. McBrayer, 109 Ariz. 3, 5
45 (1972).

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1 6. Strict compliance with the constitutional and statutory
2 requirements for the initiative process and in the application and
3 enforcement of those requirements provides the surest method for
4 safeguarding the integrity and accuracy of the initiative process, while
5 still recognizing the historical importance of initiatives in this state.
6 Cf. W. Devcor. Inc. v. City of Scottsdale, 168 Ariz. 426, 429 (1991)
7 (citing Cottonwood Dev. v. Foothills Area Coal. of Tucson, Inc., 134 Ariz.
8 46, 49 (1982)).

9 B. Based on the findings provided in subsection A of this section,
10 the legislature's purpose in adopting this act includes the following:

11 1. Requiring that statewide initiative measures strictly comply
12 with constitutional and statutory requirements.

13 2. Requiring that persons circulating and submitting initiative
14 petitions be held to the same standard of constitutional and statutory
15 compliance as those persons circulating and submitting referendum
16 petitions.

APPROVED BY THE GOVERNOR APRIL 14, 2017.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 14, 2017.

SECRETARY OF STATE

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Passed the House February 22, 2017

by the following vote: 59 Ayes,

0 Nays, 1 Not Voting

[Signature]
Speaker of the House ☐ Pro Tempore

[Signature]
Chief Clerk of the House

Passed the Senate April 12, 2017

by the following vote: 16 Ayes,

14 Nays, 0 Not Voting

[Signature]
President of the Senate

[Signature]
Secretary of the Senate

~~EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR~~

~~This Bill received by the Governor this~~

~~_____ day of _____, 20_____~~

~~at _____ o'clock _____ M.~~

~~_____
Secretary to the Governor~~

~~Approved this _____ day of~~

~~at _____ o'clock _____ M.~~

~~_____
Governor of Arizona~~

~~EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE~~

~~This Bill received by the Secretary of State~~

~~this _____ day of _____, 20_____~~

~~at _____ o'clock _____ M.~~

~~_____
Secretary of State~~

H.B. 2244

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HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

SECRETARY OF STATE

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April 13, 20 17,

by the following vote: 34 Ayes,

23 Nays, 3 Not Voting

[Signature]
Speaker of the House
Jim Drake
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

13 day of April, 20 17,

at 7:23 o'clock P M.

[Signature]
Secretary to the Governor

Approved this 14th day of

April, 20 17,

at 4:10 o'clock P. M.

[Signature]
Governor of Arizona

H.B. 2244

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 14 day of April, 20 17,

at 4:32 o'clock P M.

[Signature]
Secretary of State

SECRETARY OF STATE

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